



THE STATE OF UTAH
OFFICE OF STATE ENGINEER
SALT LAKE CITY

WAYNE D. CRIDD
STATE ENGINEER

BRUSH CREEK DISTRIBUTION SYSTEM

* * 1959 * *

\$650.00 Assessment - FORMULA

Part I

The 1959 water assessment for the Brush Creek Distribution System is prepared by the State Engineer of Utah, in compliance with Court Order-Civil No. ³³¹⁵~~22~~, Honorable Joseph E. Nelson, presiding, in the Fourth Judicial District Court of the State of Utah, in and for Uintah County.

Part II

Basis of Assessment

A. Page 2 of the above Civil Order No. ³³¹⁵~~22~~ sets forth the percentage of 1959 funds which each specified water user is to pay:

Burns Bench Irrigation Company	40 per cent
Burton Ditch Company	17 per cent
Murray Ditch Company	12 per cent
Upper Brush Creek	11 per cent
Sunshine Canal Users	<u>20 per cent</u>

TOTAL: 100 per cent

B. Page 3, paragraph 2, of Civil Order ³³¹⁵~~No 22~~ further orders that the following amounts of funds shall be paid to the State Engineer:

Burns Bench Irrigation Company	\$260.00
Burton Ditch Company	110.50
Murray Ditch Company	78.00
Upper Brush Creek	71.50
Sunshine Canal Users	<u>130.00</u>

TOTAL: \$650.00

Calculation of Assessment

Since the Court has already identified total assessments due, there are only two minor steps which the State Engineer must process in order to properly account for such funds to both the State Auditor and the Court.

Step No. 1. Assign numerical account numbers to each known water user.

Step No. 2. Pro-rate, separately, each of the individual water users listed by the Court as "Upper Brush Creek."

Following is the data for Steps numbers 1 and 2:

<u>Account Number</u>	<u>Water User</u>	<u>Assessment</u>
1.	Murray Ditch Company	\$ 78.00
2.	Burton Ditch Company	110.50
3.	Burns Bench Irrigation Company	260.00
4.	*Sunshine Ranches, Inc.	130.00
5. Master**	(Upper Brush Creek--\$71.50	
5-A (.07%)**	Jackson Ranch	5.00
5-B (.11%)**	H. W. Colton	7.87
5-C (.11%)**	Burt Hatch	7.87
5-D (.01%)**	Bill Whitbeck	.71
5-E (.35%)**	"Shiners"	25.03
5-F (.11%) <i>**. (19%)</i>	Howard Ainge <i>Tr. from No. 5-K</i>	10.01 + 3.57
5-G (.04%)**	Sam Sessions	2.86
5-H (.04%)**	"Murrays"	2.86
5-I (.04%)**	Leon Ainge	2.86
5-J (.04%)**	Martin Evans	2.86
5-K (.05%)**	Richard Dejournet <i>Tr. to No. 5-F Nov. 20, 1959</i>	3.57
	TOTAL:	\$650.00

* Listed in court order as Sunshine Canal Users.

** Note: Percentage was determined on a pro-rata basis of acreage as set out in the 1896 Brush Creek decree, using 325 acres as a total, and each separate account his portion thereof, i.e., Jackson Ranch percentage was 22/325 of 100 per cent.

Prepared by:

Frank Reese

Frank Reese, Business Manager
June 18, 1959